



IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 4646**
Hiide YOSHINO et al. : Attorney Docket No. 2006_1312A
Serial No. 10/588,778 : Group Art Unit 1612
Filed August 8, 2006 : Examiner Marcos L. Sznaidman

A NOVEL THERAPEUTIC AGENT FOR :
AMYOTROPHIC LATERAL SCLEROSIS :
(ALS) OR DISEASES CAUSED BY ALS : **Mail Stop: Amendment**

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED
TO FORGIVE ANY DEFICIENCY IN THE
FILING OF THIS PAPER TO DEPOSIT
RECORD NO. 23-0975

Sir:

This is responsive to the Official Action dated March 31, 2009.

The Official Action constitutes a requirement for an election of species.

Applicants elect 3-methyl-1-phenyl-2-pyrazoline-5-on (edaravone) recited in claims 2 and 18, namely a compound of the formula (I) wherein R1 is methyl, R2 is a hydrogen atom and R3 is a phenyl.

The claims readable on the elected species are claims 1-32.

Favorable action on the merits is solicited.

Respectfully submitted,
Hiide YOSHINO et al.

By: Warren M. Cheek
Warren M. Cheek
Registration No. 33,367
Attorney for Applicants

WMC/dlk
Washington, D.C. 20005-1503
Telephone (202) 721-8200
Facsimile (202) 721-8250
April 29, 2009